THURSDAY EVENING.

TOPEKA KANSAS, JUNE 28, 1906.

THURSDAY EVENING.

TWO CENTS.

Grand Jury Formally Charges Him With Murder

After Coroner's Jury Had Pronounced Him Guilty.

MANY STORIES AFLOAT

Police Find That Few Have Foundation in Fact.

They Believed the Killing Was Planned Some Time Ago.

New York, June 28. The grand jury has returned an indictment against Harry K. Thaw charging murder in the first degree. Thaw will plead to the indistment before Justice Cowin tomor-

approached white's table he saw Thaw extend ms arm and three shots followed in quick succession. White fell and a fireman selzed Thaw who was walking sway and took away the revolver with which the shooting was done. The witness then told of the arrest of Thaw by the police and described the actions of the prisoner as he was being taken down the elevator. Conway said that he noticed "haw perticularly that night." His eyes were bulging and dilated, said he, "and his face was very white. After the shooting I heard him say, "He rulned my wife and I did it."

He Saw Two Men,

He Saw Two Men.

Paul Bruden, the fireman who esized Thaw after the shooting, had very little to add to what Conway had testified except that two men went down the elevator with Thaw and Mrz. Thaw. Warner Paxton, an engineer testified that he accompanied the prisoner and when asked as to what conversation asked as to what conversation asked between Mr. Thaw and Mrz. Thaw said:

"The woman saft Thest

the policeman conversed logether, the prisoner inughing and chatting naturally with them. He seemed to have become thoroughly at ease and to be quite self compased. The jury returned after an absence of three minutes and announced that they had reached a verifict. The jury improved that they had reached a verifict. The jury improved that they had reached a verifict. The jury improved the self stanford white came to his seath on the 25th day of June 1906, at Madisan Square moof garden, by cerebral hemorrhage too much? The principles of the party have been enacted into law.

Thaw passed a rather reatless eight in the Tombs. He seemed in fairly good apirits when he arose, however, and after a careful toller ate his breakfast with evident relish. It had been planned to begin the inquest at 6.30, but as Coraner Dooley had spent nearly the entire night in working on the case he was delayed more than an hour in reaching the criminal court.

Mayor is Ousted.

Looking Backward.

A calm review of what has been accomplished is inspiring: The people's complished i

the coroner's court was filed at 10.30 when the coroner arrived. Thaw was brought in a moment later and took a

The first witness called was coconer's physician, Dr. Timothy D. Lehan, who performed the autopsy on White's hody. He declared that death was hody. He declared that death was caused by a gunshot wound in the

RUMORS ARE MANY.

Police Place Little Credence in Any of Them.

New York, June 28.—The coroner's inquest, and the meeting of the grand jury today both to formally name the murderer of Stanford White divided public interest with the developments of yesterday when an insanity commission declared Harry K. Thaw same, and Mrs. Thaw visited her husband in his cell in the Tombs prison. There was much speculation today as to just what position Mrs. Thaw would take when appeared before the grand lary today. It was asserted that the wife had told her friends that she would go to prison rather than testify in the grand jury room where proceedings are secret and where the only counsel is a representative of the district attorney's office. New York, June 28 .- The coroner's

The Thaw inquest was completed and the case was submitted to the coroner's jury shortly after II o'clock. The jury brought in a verdict that White came to his death by gun shot wounds inflicted by Harry K. Thaw.

Soon after the close of the coroner's inquest, the proceedings against Thaw were begun before the grand jury.

At the inquest Edward Conway, a foreman of laborers at Madison Square Garden, said that he saw both White and Thaw the night of the murder. He described Thaw's movements, saying that Thaw had passed him twice, going back and forth behind the table at which White sat. The second time Thaw approached White's table he saw Thaw extend his arm and three shots followed in quick succession. White fell and a progressitative of the district attor.

Mrs. Thaw has told a most intimate friend that she will "stand pat" and trefuse to say anything no matter how important the question Mr. Nott or Mr. Garvin may put to her. This assertion is said to have been brought from Mrs. Thaw by the intention of the district attorney's office.

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She may refuse to answer questions on the ground that answers might tend to degrade or incriminate her and also she has the right to refuse to an-swer questions on the ground that the answers tend to convict her of a crime.

Mrs. Thaw Won't Answer.

It is also understood that Mrs. Thaw told her husband when she called upon him in the Tombs yesterday that she would obey the subpoena of the grand jury so far as calling at the grand jury room was concerned, but that under no circumstances would she permit anybody to question her and that if the acting district attorney insisted on putting questions to her she would positively refuse to make any reply to them. As the proceedings in the grand jury room are secret no announcement of the testimony in today's examination is expected. Mrs. Thaw Won't Answer.

"Did Thaw say anything. He said to me. That — rulsed my wife and I got him and fixed him for it."
"What was the appearance of Thaw?"
"He was very white and his eyes staring out of his head."
Coroner Booley then gave the case to the lury and they retired. While the jury was out Thaw, his counsel and the policeman conversed together, the prisoner inughing and chatting nai-

Washington, June 38.—These post-masters have been appointed: Indian Territory—Talaha, District 4, Andrew Clark, vice W. F. Hlatt, removed, Kanthe case he was delayed more than an hour in reaching the criminal court building. A large crowd had gathered in and around the building in the meantime but they were held in check by a large force of police especially denalised for the occasion. Every seat in

and beside his counsel. The coronary jury was then assembled and sword and the examination of witnesses besun without delay. Nicholas Stokes, a wealthy coal dealer, is foreman of the Party Record With Satisfaction.

tional conference of the People's party operation. assembled at St. Louis, June 27 and 28, 1906, looks back upon the contests that have been made by the party with satisfaction. It is joyful over the general acceptance of the doctrines which the party has advocated. Every political party has adopted part of them and there is every reason to believe the principles we have advocated will in the near future be the foundation of the policies of the American people. During the last few years there has been a continual demonstration of the correctness of the economic principles declared by our party conventions. The so-called 'fifty cent' dollar has saved the nation from business disaster. When the decreasing power of the dollar began to be felt in commerce the hard times began to disappears and as the decrease continued. pear and as the decrease continued pear and as the decrease continued prosperity became more general. Duties on imports have remained unchanged, transportation has remained in the same hands, no new land laws have been enacted and the change from bankruptey and ruin to business activity can be credited to nothing except the increase in the volume of money and the tremendous and alarming infation of hank credits that have been used in business as money equivalents. Our contention has never been for any God-ordained-money metal, but for an increase in the volume of money sufficient to restore and

Warner Paxton, and engineer testified that the accompanied the prisoner and Mrs. Thaw down in the elevator and when asked as to what conversation rasked as to what conversation rasked between Mr. Thaw and Mrs. Think, smid:

"The women asked. Look at the fix you have pushed yourself into now."

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The winters and the prisoner was not excited. but appeared cool and caim.

Anthony L. Debes, the policeman, who arrested Thaw, said the prisoner was now very cool and caim before he was taken from the building.

"Did you notice anything irrational," replied Izela. The mexi witness was Lionel Lawrence, stage manager of the Madison Square roof gurden theater. He said he know White and Thaw, that he saw white E manager of the Madison Square roof gurden theater. He said he know White and Thaw, that he saw white E manager of the fixed parties to the tragedy." Mr. Nott said. "The report that with manager is not to the tragedy." Mr. Nott said. There are many of them. I get a new white E manager the first and saw Thaw two minutes before the fatal shots were fixed.

"The report that White made an inspectation of grave and pressing improved the assistant district and saw Thaw two minutes before the fatal shots were fixed."

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fatal shots were fired.

"Thid you see the shooting?"

"Yes. That is, I heard the first shot and turning around I saw the second and turning around I saw the second and third shots fired and then I saw overheard by her husband is groundless.

Mr. White fall from the chair,

"What did you do next?"

"I am perfectly satisfied that nothing til the questions concerning monopoly.

"I am perfectly satisfied that nothing til the questions concerning monopoly. and third shots fired and then I saw
Mr. White Ball from the chair.

"What did you do next?"

"I immediately ran to the stage and called to the soungary to go on with the play. Then I ran back and saw
Fireman Bruden take the gun away from Thaw. Then I put my hand on Thaw's shoulders."

"Tes. She threw her arms around Thaw and exclaimed. Never mind. Harry, I'll stick to You."

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Popular Senatorial Elections. The demand that United States sens-

white came to his death on the 2sth day of June 1906, at Madison Square roof garden, by carebral hemorrhage from a pistol shot wound of elculi inflicted at the time and piace aforesaid by Harry Kendail Thaw.

Thay was called to the bar and was committed to the city prison without ball to await the action of the grand jury. The prisoner was taken back to his cell in the Tunhs.

In the concentration of the one. Among the witnesses called active the grand lury ware Mrs. Than wife of the prisoner without the habit of amoking and without the frequest the grand lury began its consideration of the one. Among the witnesses called acfeve the grand lury ware Mrs. Than wife of the prisoner, and Miss Amy MacKenzie, an actress paid close friend of Mrs. Than Mrs. Than wife of the prisoner, and Miss Amy MacKenzie, an actress paid close friend of Mrs. Than 85 been instructed by her bashand in the Tombs.

Inquest is Held.

The coroner's inquest was scheduled for 3:20 o'clock, but at the time the coroner was not present. Co

complished is inspiring: The people's sovereignity has been established in Oragon and South Dakota; the referendum exists in Nevada; the advisory initiative is installed within the parties in Texas; a public opinion system is in use in Illinois and by its use public ownership of street railways in Chicago is being accomplished. This autumn the people of Montana and Delaware are to vota upon the establishment of their own sovereignty—in Montana the question is the adoption of a constitutional amendment for the initiative and referendum. In Dela-

ware the vote will be upon the enactment of an advisory initiative and advisory referendum system; in Ohio a two-thirds vote in both houses is pledged to the submission of a constitutional amendment for the initiative and referendum; in Maine the people are sure of a constitutional amendment, white in other states and nationality the programms for the reestablishment of the people's sover-cignty is making rapid progress.

The moving power has not been the old party machines. It has been the seed sown and the work fone by the People's party, supplemented by the

SAY THEY WERE RIGHT

Early Doctrines Have Met With General Acceptance.

Fifty-cent" Dollar Saved the Nation, They Declare.

St. Louis, Mo., June 28.—The report of the committee on address opened today's session of the annual conference of the national committee of the People's party and was adopted unandmously. The address follows:

To the American People: The national committee and proper efforts to promote such committee and mends any and all reasonable and proper efforts to promote such committee of the People's party and was adopted unandmously. This conference recommends any and all reasonable and proper efforts to promote such co-

NOTE OF DISCORD.

Effort to Merge Party in General Reform Movement Causes Trouble,

A resolution introduced by H. J. Mullins of Tennessee providing that this conference agree in the work being performed by the conference provising the long performed by the conference provisional committee caused a turnoll that Multins of Tennessee providing that this conference agree in the work being performed by the conference provisional committee caused a turmoil that occupied most of the session. It was charged by saveral speakers that the resolution alimed at a severe effort to merke the People's party into a new party and denude it of its own individuality, making it subservient to the discussion became acrimolous and intimations passed that there were Judases in the ranks. Others counseled harmony and co-operative saveraling the resolution.

End in whatever action was taken respective to it in whatever action was taken respectively by a two-thirds vote which adopted by a two-thirds vote

selled harmony and co-operative ac-tion in whatever action was taken re-garding the resolution.

Finally the turmoll was ended by a rising vote and the resolution was adopted by a two-thirds vote which later was made unanimous. The reso-

lution follows: Whereas, The conference is Whereas, The conference is composed in part by a new enthusiastic movement of reform as the conference provisional committees with a membership of 42,000 based upon the principles of the People's party as enunciated at the last convention, and Whereas, While said committee is not a political party in our opinion it deserves to be halled as an important factor and coadjutator in the noble and heroic efforts of all true reformers angaged in trying to break the shackles of political bondage of the American people.

Resolved, That this conference of Resolved, That the actions of Mr. Atwood to ask the court if the argument had closed Mr. Atwood said:

"I would like to ask the court if the argument had closed Mr. Atwood said:

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Resolved. That this conference of the People's party heartily agree in the work being performed by the conference provisional committee and that the executive of the conference provisional committee be made up of the chalrman of the People's party national committee, the chairman of the federation of the People's clubs, the president of the reform press association and the presidents of any state or national reform organizations in the United States who are in accord with the principles of the Springfield platform and who are ready and willing to act independently of both the two old parties. Provided that any action by this executive committee affecting the People's party organization shall be referred to the national committee and approved by it before

H. Shibley of Washington, D. C., presi- the court when lawfully pronounced H. Shibley of Washington, D. C., president of the People's Sovereignty league of America, was adopted providing that each local organization of the People's party shall immediately question the candidates in their respective districts and publish their replies concerning their attitudes on lagrangian and solitonic questions, thereby bor and political questions, thereby preventing the evasion of the issue by

SHOT IN THE BACK.

Man Found Lying on Sidewalk Fatally Wounded.

New York, June 28.—The police found another mystery on their hands early today and to add to the chapter of murders yesterday. Thomas Pette was found early this morning with a pistol wound in his back, lying on the sidewalk on Forsythe street, a densely tors should be elected by the people instead of by the legislatures was first leclared in the platform of the People's party and is now advocated by practically the entire nation.

The demand for a parcels post and postal note system is being insisted upon everywhere. These demands upon everywhere. These demands were first made by the People's party. est side, where "gangs" are in con-tinual feuds and where murders are frequent, but the slavers seldom caught because of the refusal of persons asbecause of the refusal of saulted to assist the police.

TOWN DEMOLISHED.

Cyclone Wipes Out Tittzewah, Okla., But Hurts No One.

Guthrie, Okla., June 28.—A special to the State Capital from Tittzewah, Okla., states that the town was practically de torn from its foundations and in most instances carried considerable distance. None of the citizens was seriously hurt. Many remarkable escapes were exper town took refuge in cyclone caves. There was a heavy loss of live stock. Crops were ruined.

KANSAN A SUICIDE.

E. D. Murdock, of Clifton, Kills Himself at Salt Lake.

Mayor Appears Before Supreme Court Today.

Cross Fire of Questions by the Court.

HAD RIGHT OF WAY.

Only Case Submitted to the Court Today.

Mrs. Rose Listens to Arguments With Her Husband.

"My wife came down to hear the argument," sald Mayor Rose, "because she said that if anything hap-

knowledge. A defiant intention unlawfully to violate the law in the conduct of his office is aptly followed by a defiant committee and approved by it before such action is operative.

A resolution introduced by George purpose to disregard the judgment of and it would seem eminently proper that the court, with no sparing hand, should apply its inherent constitutional and statutory power to enforce the de-cree. The defendant's contempt is en-hanced by the fact that the tribunal before whose bar he is caused and whose before whose bar he is caned, and whose judgment he has disregarded, is the highest recognized in this commun-wealth, from whose decrees, within its wealth, from whose decrees, within its jurisdiction and except upon federal questions, there can be no appeal, all of which was well known to the defendant. "We believe the order of the court should be that unless the defendant, within days to be named by the court, woluntarily purge himself of his contempt by vacating the office into which he has entered in violation of the court's judgment, and renouncing all claim thereto, that he be committed to such place of detention as the court shall

place of detention as the court shall order until such time as he shall do so, or until further ordered by the court." General Coleman also criticised the answer which had been filed by Mr Atwood on behalf of the defense, and said that Mr. Atwood was making unwarranted statements.

In his speech in reply, Mr. Atwood said that he would assume full responsibility for the answer; that he wrote it in the absence of other attor neys. "I question the jurisdiction of this court," said Mr. Atwood, "but I intend no disrespect. The judgment was rendered under such circumstances that it did not give the court an opportunity for investigation."

Atwood Claims Judgment Is Vold. Mr. Atwood declared that the judgment was vold because the action was brought in the form of quo warranto. when it might have been brought in some other form. He held that the court had ruled that it would not entertain que warrante proceedings where there are other and adequate remedies. He claimed that such other remedies existed. He also contended that the judgment rendered by the court was contrary to the prayer of the petition. He said: "To permit the attorney general to

To permit the attorney general to pray for a specific thing, to induce the defendant to withdraw his answer, and then have rendered a judgment at variance with and in excess of the judgment prayed for, is to countenance the perpetration of a fraud and for that retwn and under the law above olded and quoted the pertion of the judgment now under consideration. A suit for absolute divorce has been flied in district court by Dixie Albright, formerly of Franklin county. In high tree room and under the law above cited and quoted the pertion of the judgment now under consideration must be held to be void, and in excess of the court's authority, even if jurisdiction to act at all he conceded.

"Before your honors can say that W. W. Rose acted in contempt, you must say that his title to the office is not good, and that his election was unlawful.

"Incident to the election was "Incident to the election was unlawful." that return and under the law above cited and quoted the pertion of the judgment now under consideration must be held to be void, and in excess of the court's authority even if jurisdiction to act at all be conceded.

"Before your honors can say that W. W. Rose acted in contempt, you must say that his title to the office is not good, and that his election was unlawful.

"Incident to the electorshio is the right to be a candidate for office. By its judgment this court has said that a new disqualification shall be imposed by the constitution." If Rose can not vote for that office. I question to the rest of the first of the office of mayor, he can not vote for that office. I question whether a man can be given judicial

disqualification not provided by the

Judges Ask Questions. Here Justice Mason interrupted with a question. "I presume that the statutes might have provided," he said, "that the vacancy in the office of mayor should be filled by the council by

or should be filled by the council by election. Suppose such had been the law, and the council had filled the vacancy in that way, would that have altered the conditions as they exist?"

"The purpose of that question I can't see," said Mr. Atwood. "But I will say that I can't see any difference in the situation."

will say that I can't see any difference in the situation."

Then Justice Burch said: "Suppose that on July 2 when Mr. Gibson is ousted from office he should be reappointed, what protection would the court have?"

"I take it." replied Mr. Atwood, "that the situation is entirely different with such a situation. It does not involve the right of suffrage."

"Isn't it true." said Justice Porter, "that a treasurer of a county who has held two terms is incligible to another term, but is eligible to vote just the same?"

Mayor W. W. Rose, of Kansas City, and Mrs. Rose, were both present in the supreme court this morning at the time set by the court for the argument of the contempt proceedings commenced against Mayor Rose as a result of his re-election to the office of mayor in alleged defiance of the ouster of the supreme court.

STRONG FOR BRYAN.

Platform of Wisconsin Democrats En-

During the course of Mr. Atwood's argument various justices asked questions from the bench.

Rose's case was the only one presented to the court today. It is being pushed forward with extreme speed, and the general belief is that the decision will be rendered on the next opinion day, which is July 7. One of the actions of Mr. Atwood today was taken as an indication that the defense was expecting an adverse deciper mile maximum passenger rate;

Coleman's Argument.

Attorney General Coleman in opening his argument for the state, urged that the relignation of Mayor Rose, after having submitted himself to the jurisdiction of the court, did not divest the court of any portion of its jurisdiction. He held that the term of office for which Mayor Rose was ousted did not expire until 1907. In concluding he said:

"The conduct of the defendant in this whole transaction has seemed to be characterized with an utter disregard of the binding force of the judgment rendered, wholly in keeping with his disposition toward the law as shown by his own testimony taken in the principal case, and of which the court has knowledge. A defant intention unlawfully to violate the law is shown to the court has knowledge. A defant intention unlawfully to violate the law is sufficient out.

Washington, June 28.—The conformulated their third report today and it will be signed by Senators Elikins and Cullom and the three house confereses. Senator Tillman again withholding his signature. The McLauren commodity amendment was made to apply to "railroad companies," the word "companies" having been added to the previous agreement which changed the application from "common carriers" to "railroads" in order to exempt pipe lines.

The pass agreement was based on the provision of the senate bill, but two or three of the exemptions were stricken out.

STORM IN CHICAGO.

Two Deaths and a Number of Injuries the Result.

Chicago, June 28 .- Westher condi-

Chicago, June 28.—Weather conditions that culminated in a severe electrical storm here were responsible for
two deaths and injury to others. The
storm temporarily broke a hot spell
which threatened to be the most severe of the present season.

One victim of the storm was killed
by a bolt of lightning, while another
fell into the lake, the result of being
overcome by the extreme heat. The
storm also did considerable damage in
city and country.

TRAIN BLOWN OVER.

Eleven Cars Upset and Twenty Laborers Injured.

Cheyenne, Wyo., June 28.-High wind early this morning blew over a train of eleven cars at Weir, a small station east of Cheyenne. The cars were used as quarters for Japanese laborers and were on a siding at the time of the acci-dent. Twenty laborers were injured, seven seriously. The same wind also

THEY CAN'T AGREE.

Conferees Fall to Get Together on Meat Inspection.

Washington, June 28.—The con-ferees on the agricultural bill at 2:10 today reported a disagreement in re-gard to the meat inspection amendsenate the agreement reached as to other provisions of the bill.

DIVORCE FROM CONVICT. Mrs. Dixie Albright Brings an Action

on This Ground,

Governor Hoch Driving the Saloons From Wyandotte Co.

The Campaign Is Renewed With Increased Vigor.

DESTROY BUILDINGS.

Mr. Trickett Proposes to Demolish the Salcons.

Fixtures of Several Places Are Smashed Into Bits.

Kansas City, Mc., June 28.-The antisaloon crusade at Kansas City, Kan., was renewed today with increased vigor. In addition to destroying stocks of li-quor and bar fixtures, C. W. Trickett, the assistant attorney general appointed by Governor Hoch to enforce the ed by Governor Hoch to enforce the prohibition law, today threatened to demoilsh saloon buildings if the owners persist in renting their places to joint keepers. Many of these buildings are owned by brewing companies. Today Attorney General Trinkett began sending out warnings to property owners. "This is to notify you," reads the warning, "that if you permit said premises to be again used for the sais of intoxicating liguours so as to make

HARVARD-YALE RACES.

Blues Win Freshman's Two Mile Con-test by a Fraction.

New Haven, Conn., June 28.—Race day on the Thames dawned with a promise of wind and water conditions that would be well nigh perfect for the three events that will make up the twenty-eight amual regatta between Harvard and Tole. A cool westerly breeze was blowing but it was not strong enough to ripple the river's surface.

Yale has won each year since 1839, and her victories are 18 to Harvard's 7 in the 25 dual regattas, Cornell hav-

7 in the 25 dual regattas, Cornell having wan twice in triangular meets.

The crowd of race observers poured into the city by train, by trolley and over the water, and there were automobile parlies without number.

The freshman race, two miles, started at 10:23. Yale on the start caught the water first and immediately secured a slight advantage over Harvard. They cut out a stroke of about 36 to the minute, but soon lowered it somewhat. Their advantage over Harvard was very slight, the latter crew settling down to a steady stroke almost immediately after starting. Approaching the half mile dag there was no change in the position of the was no change in the position of the

the short distance lost at the start and seemed to be slowly creeping along, her bows showing just a little ahead of Yale. Both crews were rowing smoothly It was hip and tuck as the eight approached the mile mark and the advantage, if any, seemed slightly in favor of Harvard.

At the half mile Harvard had regalized

Nearing the mile mark. Yale was lead-og by a half length. The mile was ng by a half length. wed in 5:06. At the mile and a quarter Harvard had a slight advantage,
At the mile and a half Yale led by a few feet. Time for the mile and a half,

7:24.
Yale was pulling 34, Harvard 35, Leaving the mile and a half Harvard caught up and was leading. Yale however regained the lead and won the race.
The referee was Guy Richards. Time, Yale 10:38; Harvard 10:41. Yale won the varsity four oared race by eight lengths. Yale's time was 11:46 3-5; Harvard 12:14, unofficial.

STRONG WIND FROM THE SOUTH. Clouds Obscure Sun But No Storm Is in Sight.

A strong wind blew from the south from the rising of the sun today and in stirring up the dust in the streets made things rather disagreeable for those who had to be out on them. But then if the wind had not been blowing the chances are it would have been insufferably hot for while the temperature was not un-usually high the atmosphere was a triffe muggy. The sky was filled with clouds which every once and a while ob-scured the sun for a few moments but there was nothing in these clouds to presage a storm. In fact it is not likely

hat there will be rain for some days to

at two o'clock at the rate of twenty-five miles an hour. BIG WHEAT IN BUSSELL

Judge Atherton Says Crop Is Larger Than Estimated.